

MAY 02 2013

JULIA C. DUDLEY, CLERK
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UNITED STATES OF AMERICA,

) CASE NO. 5:07CR00063
) (CASE NO. 5:13CV80581)

v.

)
) **FINAL ORDER**
)

KEVIN VINCE STOTTELMAYER, JR.,
Defendant.

) By: Glen E. Conrad
) Chief United States District Judge
)

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that defendant's motion for extension of time to file a motion to vacate, set aside or correct the sentence under 28 U.S.C. § 2255 (ECF No. 724) is **DENIED**; the § 2255 motion (ECF No. 725) is **DISMISSED**, and this action is stricken from the active docket of the court. Based upon the court's finding that the defendant has not made the requisite showing of denial of a substantial right, a certificate of appealability is **DENIED**.

ENTER: This 2^d day of MAY, 2013.

Glen Conrad

Chief United States District Judge